IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 5TH MARCH 2007 / 14TH PHALGUNA 1928

WP(C).No. 4861 of 2007(D)

PETITIONER:

T.G.CHANDRAN,
THYPARAMBIL HOUSE, INKOMBU, KADANADU P.O.,
KOTTAYAM-686 653.

BY ADV. SRI.MATHEW PHILIP EDAPPALLIL

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY
SECRETARY TO GOVERNMENT, HOME DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. KOZHUVANAL GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY, KOZHUVANAL,
KOTTAYAM-686 523.

3. JOSEMON MUNDACKAL,
PRESIDENT, KOZHUVANAL PANCHAYAT,
KOZHUVANAL P.O., KOTTAYAM-686 523.

4. THE DEPUTY SUPERINTENDENT OF POLICE,
PALA.

R1 & R4 BY G.P. SHRI P.A. SALIM
R2 & R3 BY ADV. SRI.SUNIL CYRIAC, SC.KOZHUVANAL G.PANCH

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

EXT.P1-TRUE COPY OF COMPLAINT BEFORE R4 DATED 8.1.2007

EXT.P2-TRUE COPY OF THE LETTER ISSUED BY R2 DATED 15.1.2007

EXT.P3-TRUE COPY OF MEDICAL CERTIFICATE DATED 1.2.2007

EXT.P4-TRUE COPY OF REQUEST FROM THE PETITIONER TO R2 DATED 1.2.2007

EXT.P5-TRUE COPY OF POSTAL RECEIPT

EXT.P6-TRUE COPY OF COVERING LETTER FROM PETITIONER TO R2 DATED 2,2,2007

// TRUE COPY //

J.B. Koshy & T.R. Ramachandran Nair, JJ.

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W.P.(C).NO.4861 of 2007-D

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Dated this the 5th day of March, 2007

JUDGMENT

Koshy, J.

This is a petition for police protection for removing the metal deposited by the petitioner. The petitioner is a contractor. He stored the above metal hopping that he will get a new contract for metaling the road but it was not awarded to him. Therefore, he wants to take back the metal. It is reported by the Govt. Pleader that the said metal was already used by the new contractor.

In the above circumstances, the remedy of the petitioner is to file a suit against the new contractor if the allegations are correct. Without prejudice to that right, this writ petition is disposed of.

(J.B. Koshy, Judge.)

(T.R. Ramachandran Nair, Judge.)

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